

**In the United States District Court
For the Southern District of Georgia
Brunswick Division**

CALVIN SMITH,

*

Plaintiff,

*

CIVIL ACTION NO.: 2:20-cv-119

v.

*

ANTONIO JONES,

*

Defendant.

*

ORDER

After an independent and de novo review of the entire record, the Court concurs with the Magistrate Judge's Report and Recommendation. Dkt. No. 43. Plaintiff did not file Objections to this Report and Recommendation.

Thus, the Court **ADOPTS** the Magistrate Judge's Report and Recommendation as the opinion of the Court. The Court **GRANTS** Defendant's Motion to Dismiss, dkt. no. 17, **DENIES as moot** Defendant's Motion for Summary Judgment, dkt. no. 36, and **DISMISSES without prejudice** Plaintiff's Complaint. The Court also **DIRECTS** the Clerk of Court to **CLOSE** this case and enter the appropriate judgment of dismissal and **DENIES** Plaintiff leave to

proceed *in forma pauperis* on appeal.

SO ORDERED, this 28 day of January, 2022.

HON. LISA GODBEY WOOD, JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA